

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,	)	No. CR19-260RSM
Plaintiff,	)	
v.	)	ORDER GRANTING STIPULATED
	)	MOTION TO CONTINUE TRIAL AND
ROSALIANA LOPEZ-RODRIGUEZ,	)	PRETRIAL MOTIONS DATES
Defendant.	)	

THIS MATTER having come before the Court on the stipulated motion of the parties for a continuance of the trial and the pretrial motions due date, and the Court having considered the facts set forth in the motion, and the records and files herein, the Court finds as follows:

The Court finds that the ends of justice will be served by ordering a continuance in this case, that a continuance is necessary to ensure adequate time for effective case preparation, and that these factors outweigh the best interests of the public and defendant in a speedy trial.

1. A failure to grant the continuance would deny defense counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv). In addition, the failure to grant a continuance in the proceeding would likely result in a miscarriage of justice, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(i).

2. The ends of justice will be served by ordering a continuance in this case, as a continuance is necessary to ensure adequate time for the defense to effectively prepare

1 for trial. All of these factors outweigh the best interests of the public and defendant in  
2 a more speedy trial, within the meaning of 18 U.S.C. § 3161(h)(7).

3 3. The Court finds that this case is complicated by (1) the fact the defendant is  
4 simultaneously being prosecuted in both State and Federal court for offenses based on  
5 related conduct; (2) the government has represented to the defense that a death resulted  
6 from one of the drug deliveries alleged to have been made by the defendant and will  
7 thus require extensive defense investigation; (3) Ms. Lopez- Rodriguez is detained in  
8 the Skagit County Jail which presents additional challenges to defense counsel's  
9 visitation with their client.

10 IT IS THEREFORE ORDERED that the trial date shall be continued from  
11 February 24, 2020, to July 13, 2020, and pretrial motions are to be filed no later than  
12 June 4, 2020.

13 IT IS FURTHER ORDERED that the resulting period of delay from the date of  
14 this order to the new trial date is hereby excluded for speedy trial purposes under 18  
15 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv).

16 IT IS SO ORDERED.

17 Dated this 10<sup>th</sup> day of February, 2020.

18 

19 RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE

20 Presented by,

21 s/ *Michael Filipovic*  
Federal Public Defender

22 s/ *Nancy Tenney*  
23 Assistant Federal Public Defender  
Attorneys for Rosaliana Lopez-Rodriguez

24 s/ *Seungjae Lee*  
25 s/ *Jonas Lerman*  
26 Assistant United States Attorneys  
by email authorization